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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

IN RE: FACEBOOK, INC. CONSUMER
PRIVACY USER PROFILE LITIGATION

MDL NO. 2843
Case No. 18-md-02843-VC

Hon. Vince Chhabria

**DECLARATION OF RACHEL BANKS
KUPCHO IN SUPPORT OF *KLEIN*
PLAINTIFFS' STATEMENT OF
OBJECTION TO RELEASE IN
*FACEBOOK, INC. CONSUMER PRIVACY
USER PROFILE LITIGATION*
SETTLEMENT AGREEMENT**

[REDACTED VERSION]

This Document Relates To: All Actions

1 I, Rachel Banks Kupcho, state under oath, as follows:

2 1. I make this declaration of my own personal, firsthand knowledge, and if called and
3 sworn as a witness, I could and would competently testify as follows.

4 2. I am a named plaintiff and proposed representative of the Consumer Class in the
5 case captioned *Klein et al. v. Meta Platforms, Inc.*, Case No. 3:20-cv-08570-JD (N.D. Cal.).

6 3. I believe I am a member of the proposed Settlement Class in *In Re: Facebook, Inc.*
7 *Consumer Privacy User Profile Litigation*, Case No. 3:18-md-02843-VC (N.D. Cal.).

8 4. I object to the Settlement and its release for the reasons set forth in the submission
9 being filed by my attorneys entitled “*Klein Plaintiffs’ Statement of Objection to Facebook, Inc.*
10 *Consumer Privacy User Profile Litigation Settlement Agreement*,” including that the *Consumer*
11 *Privacy User Profile* release is so broad that it may release distinct claims based on a different set
12 of facts and legal theories which are currently being litigated before Judge Donato as part of the
13 *Klein* litigation (in which I serve as a proposed class representative for the Consumer Class).

14 5. I am represented by counsel, and their full names, telephone numbers, and email
15 addresses are listed in the caption page of this filing, as well as in the filing entitled “*Klein*
16 *Plaintiffs’ Statement of Objection to Release in Facebook, Inc. Consumer Privacy User Profile*
17 *Litigation Settlement Agreement*.”

18 6. My address is [REDACTED]. My telephone
19 number is [REDACTED]. My email address is [REDACTED]

20 7. To the best of my knowledge, I believe that my Facebook account URL is
21 www.facebook.com/rachel.kupcho, that the email address associated with my Facebook account
22 is [REDACTED], and that the phone number associated with my Facebook account is
23 [REDACTED].

24 8. I have maintained a Facebook account since 2008 and therefore understand that I
25 have been a Facebook user during the *Facebook User Profile Settlement Class Period*.

26 9. My objection applies to all *Facebook User Profile Settlement Class* members, on
27 behalf of the Consumer Class in *Klein v. Meta*.

12. I intend to appear at the Final Approval Hearing through counsel.

Executed on this 26th day of July, 2023, in [REDACTED].


Rachel Banks Kupcho